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7
8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

10 ANGIE KAY TRAXLER,
11 Plaintiff,
12 v.
13 COMMISSIONER OF SOCIAL SECURITY,
14 Defendant.

15 Civil Action No: 2:21-cv-01494-CKD

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**STIPULATION & ORDER FOR
EAJA FEES**

23 IT IS HEREBY STIPULATED by the parties, through their undersigned attorneys, and
24 with the approval of the Court as provided below, that Plaintiff be awarded attorney fees under
25 the Equal Access To Justice Act (EAJA) 28 U.S.C. 2412(d), in the amount of four thousand, four
26 hundred and fourteen dollars and seventy-five cents (\$4,414.75). This amount represents
27 compensation for all legal services rendered on behalf of Plaintiff by her counsel in connection
28 with this civil action, in accordance with 28 U.S.C. 2412(d).

29 After the Court issues an order for EAJA fees to Plaintiff, the government will consider
30 the matter of Plaintiff's assignment of EAJA fees to Plaintiff's attorney. Pursuant to Astrue v.
31 Ratliff, 130 S.Ct. 2521 (U.S. June 14, 2010), the ability to honor the assignment will depend on
32 whether the fees are subject to any offset allowed under the United States Department of the
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1 Treasury's Offset Program. After the order to EAJA fees is entered, the government will
2 determine if it is subject to any offset.

3 Fees and costs shall be made payable to Plaintiff, but if the Department of the Treasury
4 determines that Plaintiff does not owe a federal debt, then the government shall cause the
5 payment of fees and costs to be made directly to Plaintiff's counsel Joseph Fraulob, pursuant to
6 the written assignment executed by Plaintiff. Any payments shall be delivered to Plaintiff's
7 counsel Joseph Fraulob.

8 This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA
9 attorney fees and does not constitute an admission of liability on the part of Defendant under the
10 EAJA. Payment of the agreed amount shall constitute a complete release from, and bar to, any
11 and all claims that Plaintiff and/or Plaintiff's counsel may have relating to EAJA attorney fees
12 and/or costs in connection with this action.

13 Dated: 01/04/2023

14 /s / Joseph Fraulob

15 JOSEPH FRAULOB
16 Attorney for Plaintiff

17 Dated: 01/04/2023

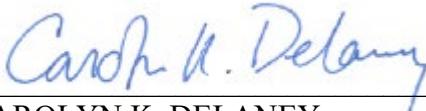
18 PHILLIP A. TALBERT
19 United States Attorney

20 By: /s / Margaret Lehrkind
21 (As Authorized via Email)
22 MARGARET LEHRKIND
23 Special Assistant U.S. Attorney
24 Attorney for Defendant

25 ORDER

26 APPROVED AND SO ORDERED.

27 Dated: January 6, 2023

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CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE